



IFW

Docket: T3465-908318

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No.: 3029
YI, Kennon : Examiner: Hung Xuaan DANG
Serial No.: 10/608,123 : Group Art Unit: 2873
Filed: June 30, 2003 :
For: HALF-JACKET EYEWEAR WITH :
REMOVABLE DUST SHIELD :
McLean, Virginia
January 12, 2005

**RESPONSE TO RESTRICTION REQUIREMENT
AND REQUEST FOR RECONSIDERATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Response to Restriction Requirement is filed in response to the Office Action dated December 13, 2004, directed to the above-identified application.

Applicant elects for purposes of prosecution, and with traverse, the Claims of Group I, namely Claims 1-12 drawn to eyewear which includes a removable shield for reducing direct impingement of moving unfiltered air. This election is made without prejudice to the introduction of claims which fall in one more of the non-elected groups into one or more divisional applications.

REMARKS

The Examiner bases his requirement for restriction/election on the assertion that currently no claim is generic and the application is directed to patentably distinct species. Applicants respectfully disagree. The Examiner's attention is invited to